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**OFFICIAL**

Date: March 8, 2002

**PLEASE DELIVER THE FOLLOWING FACSIMILE TO:**

Name: Examiner E. Lazar-Wesley, Group Unit 1646  
Firm: United States Patent and Trademark Office  
Phone #:  
Fax #: 703 308 4242

From: Diane L. Marschang  
Genentech, Inc. Legal Dept.

Number of pages (including cover sheet): 6

**MESSAGE: OFFICIAL DOCUMENT**

US Application Serial No. 09/603,866  
Filed June 26, 2000  
Ashkenazi et al.

Enclosed are the following documents:  
Response to Supplemental Restriction Requirement; Certificate of  
Facsimile Filing. No Fees are due.

*Diane L. Marschang*  
Diane L. Marschang, Reg. No. 35,600

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Patent Docket P1761R1

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Avi J. Ashkenazi et al.  Serial No.: 09/603,866  Filed: June 26, 2000  For: Methods For Making Apo-2 Ligand Using Divalent Metal Ions	Group Art Unit: 1646  Examiner: E. Lazar-Wesley   <b>CERTIFICATE OF FACSIMILE FILING</b> I hereby certify that this correspondence is being filed with the United States Postal Service via facsimile transmission and addressed to US Patent and Trademark Office, PO Box 2327, Arlington, VA 22202, on   Diane L. Marschang
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RESPONSE TO SUPPLEMENTAL RESTRICTION REQUIREMENT

Assistant Commissioner of Patents  
Washington, DC 20231

Sir:

This paper is being filed in response to the Office Action mailed February 11, 2002, setting forth a further (supplemental) restriction requirement of Applicants' pending claims. Entry of the following Amendment is respectfully requested prior to examination on the merits.

In the claims:

Claims 12 and 55-60 have been canceled without prejudice.

12. (As filed) A formulation comprising Apo-2 ligand and one or more divalent metal ions, wherein the concentration of said one or more divalent metal ions present in the formulation is at a <2X molar ratio to said Apo-2 ligand.

2. (As filed) The formulation of claim 1 wherein said one or more divalent metal ions comprises zinc or cobalt.